

## **MINUTES**

### **MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON JUDICIARY**

**Call to Order:** Chair Scott Sales, on March 5, 2015 at 10:00 AM, in Room 303 Capitol

#### **ROLL CALL**

##### **Members Present:**

Sen. Scott Sales, Chair (R)  
Sen. Jennifer Fielder, Vice Chair (R)  
Sen. Jedediah Hinkle (R)  
Sen. Douglas (Doug) Kary (R)  
Sen. Cliff Larsen (D)  
Sen. Mary McNally (D)  
Sen. Diane Sands (D)  
Sen. Nels Swandal (R)  
Sen. Chas Vincent (R)

**Members Excused:** Sen. Robyn Driscoll (D)  
Sen. Kris Hansen (R)  
Sen. Mary Sheehy Moe (D)

**Members Absent:** None

**Staff Present:** Julianne Burkhardt, Legislative Branch  
Pam Schindler, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 203, 2/17/2015; HB 204, 2/10/2015; HB 258, 2/13/2015  
Executive Action: None

**HEARING ON HB 258**

**Opening Statement by Sponsor:**

00:08:17 Rep. Kathleen Williams (D), HD 61, opened the hearing on HB 258, Authorize benefits corporations.

[EXHIBIT\(jus46a01\)](#)

[EXHIBIT\(jus46a02\)](#)

[EXHIBIT\(jus46a03\)](#)

[EXHIBIT\(jus46a04\)](#)

**Proponents' Testimony:**

00:25:32 Kevin Hamm, chief marketing officer, Treasure State Internet (TCI)

[EXHIBIT\(jus46a05\)](#)

00:30:55 Christian Dietrich, attorney, Helena

00:33:58 Jeff Batton, chief executive officer, Natural Baby Company; Greenstone Growth Partners, Bozeman

00:35:46 Bill Stoddart, financial planner/investment advisor, Northfork Financial, Bozeman

00:37:05 Stuart Leidner, Montana Economic Developers Association (MEDA); executive director, Prospera Business Network

00:38:21 Glenn Oppel, Montana Chamber of Commerce (MCC)

**Opponents' Testimony:**

None

**Informational Testimony:**

00:39:55 Liz Moore, executive director, Montana Nonprofit Association (MNA)

[EXHIBIT\(jus46a06\)](#)

00:40:17 William Clark, attorney, Drinker, Biddle and Reath LLP, Philadelphia

00:40:57 Tim Busby, business director, Montana Secretary of State's Office (SOS)

00:41:15 Kelley Hubbard, Office of Consumer Protection (OCP)

**Questions from Committee Members and Responses:**

00:42:51 Sen. Fielder

00:43:11 Ms. Hubbard, OCP

00:43:49 Sen. Kary

00:44:36 Mr. Busby, SOS

00:46:54 Sen. McNally

00:47:14 Mr. Clark, attorney

00:50:24 Sen. Larsen

00:51:07 Mr. Clark

00:54:17 Sen. Fielder

00:54:47 Mr. Oppel, MCC

00:57:10 Sen. McNally

00:57:40 Mr. Clark

**Closing by Sponsor:**

00:58:54 Rep. Williams

**HEARING ON HB 204**

**Opening Statement by Sponsor:**

01:01:47 Rep. Greg Hertz (R), HD 12, opened the hearing on HB 204, Revising laws relating to liability waivers and releases.

[EXHIBIT\(jus46a07\)](#)

**Proponents' Testimony:**

01:04:32 Mark Staples, Montana Recreation Providers and Protection Act Coalition (MTRPPA)

01:05:52 Jean Johnson, Montana Recreation Providers and Protection Act Coalition (MTRPPA)

01:07:32 Gary Marbut, Montana Shooting Sports Association (MSSA)

01:08:09 Riley Johnson, National Federation of Independent Businesses (NFIB)

01:09:04 Tracey Knutson, Montana Recreation Providers and Protection Act Coalition (MTRPPA)

[EXHIBIT\(jus46a08\)](#)

[EXHIBIT\(jus46a09\)](#)

01:20:38 Patrick Tabor, owner, Swan Mountain Group; Montana Outfitters and Guides Association (MOGA); Professional Wilderness Outfitters Association (PWOA), Swan Lake

[EXHIBIT\(jus46a10\)](#)

[EXHIBIT\(jus46a11\)](#)

01:24:07 David Leishman, owner, Bar W Guest Ranch, Whitefish; Montana Outfitters and Guides Association (MOGA); Montana Dude Ranch Association (MDRA)

[EXHIBIT\(jus46a12\)](#)

01:27:36 James Sattler, president, CBIZ Sattler Insurance; Sattler Adventure Sports, Lewiston, Idaho, also for Willis Insurance Group

[EXHIBIT\(jus46a13\)](#)

[EXHIBIT\(jus46a14\)](#)

01:30:21 Darwin Stoneman, Glacier Raft Company; Glacier Anglers; Glacier Outdoor Center

[EXHIBIT\(jus46a15\)](#)

01:31:32 John Richardson, general manager, 320 Guest Ranch, Gallatin Gateway

[EXHIBIT\(jus46a16\)](#)

01:32:53 Donna McDonald, self, outfitter

01:33:25 Bob Jordan executive director, Activities Unlimited, Inc.  
01:34:00 Shane Morigeau, Confederated Salish and Kootenai Tribe (CSKT)

**EXHIBIT(jus46a17)**

01:34:18 Candace Payne, Montana Alliance of YMCA  
01:34:35 Stuart Doggett, Montana Lodging and Hospitality Association (MLHA)  
01:34:43 Glenn Oppel, Montana Chamber of Commerce (MCC)  
01:34:51 Aimee Gromoljez, Montana Ski Areas Association (MSAA)  
01:34:58 Clayton Elliott, Montana Wilderness Association (MWA)  
01:35:06 Abigail St. Lawrence, Montana Association of Churches (MAC)  
01:35:19 Ronda Wiggers, Helena Chamber of Commerce  
01:35:30 Nicole Rolf, Montana Farm Bureau Federation (MFBF)  
01:35:41 Jay Bodner, Montana Stockgrowers Association (MSGA)  
01:35:50 Aidan Myhre, Kalispell Chamber of Commerce  
01:35:59 Patricia Wirth, Rocking Z Guest Ranch; Montana Dude Ranch Association  
01:36:19 Mac Minard, Montana Outfitters and Guides Association (MOGA)

**Opponents' Testimony:**

01:36:37 Al Smith, Montana Trial Lawyers Association (MTLA)

**EXHIBIT(jus46a18)**

**EXHIBIT(jus46a19)**

01:49:56 Joe Perry, farmer, Conrad; also for Laurel Rod and Gun

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

01:52:27 Sen. Fielder  
01:52:57 Ms. Knutson, MTRPPA  
01:59:24 Sen. Vincent  
01:59:55 Ms. Knutson

**Closing by Sponsor:**

02:02:23 Rep. Hertz  
  
02:04:25 Recess  
02:11:45 Reconvene

**HEARING ON HB 203**

**Opening Statement by Sponsor:**

02:11:54 Rep. Art Wittich (R), HD 68, opened the hearing on HB 203, Prohibit enforcement of new federal gun laws.

**Proponents' Testimony:**

02:13:52 Gary Marbut, Montana Shooting Sports Association (MSSA)  
02:16:56 Doug Nulle, self, retired attorney, Clancy  
02:20:01 Tim Ravndal, Montana Weapons Collectors Society (MWCS)  
02:21:27 Harry Ravndal, self  
02:21:38 Garrett Bacon, self, East Helena

**Opponents' Testimony:**

02:22:18 Jim Smith, Montana Sheriffs and Peace Officers Association (MSPOA)  
02:26:02 Chris Hoffman, sheriff, Ravalli County Sheriffs Department (RCSD); president,  
Montana Sheriffs and Peace Officers Association (MSPOA)  
02:27:57 Rachel Carroll Rivas, Montana Human Rights Network (MHRN)

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

02:30:33 Sen. Vincent  
02:30:47 Rep. Wittich  
02:31:32 Sen. Hinkle  
02:31:56 Mr. Smith, MSPOA  
02:34:15 Sen. Fielder  
02:34:28 Mr. Smith`  
02:35:25 Sen. Fielder  
02:35:32 Mr. Hoffman, RCSD  
02:40:31 Sen. Larsen  
02:41:20 Mr. Hoffman

**Closing by Sponsor:**

02:44:32 Rep. Wittich

**ADJOURNMENT**

Adjournment: 12:44 P.M.

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Pam Schindler, Secretary

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Additional Documents:

**EXHIBIT([jus46aad.pdf](#))**